

Anticipated Classification
of this Application:
Class _____ Subclass _____

Prior Application:
Examiner _____
Group Art Unit _____

Attorney's
Docket
No. 2609/60807-AA-PCT-
US/JPW/GJG/DJK

MAIL STOP: Patent Application
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

030204

20427 U.S. PTO

22264 U.S. PTO
10/792311

030204

S I R:

This is a request for filing a ☒ CONTINUATION

☐ DIVISIONAL ☐ CONTINUATION-IN-PART application under

☒ 37 C.F.R. §1.53(b) ☐ 37 C.F.R. §1.53(d), of pending prior application

Serial No. 09/816,989 filed on March 23, 2001 of

Alexander Gad and Dora Lis for
Inventor(s)

COPOLYMER I RELATED POLYPEPTIDES FOR USE AS MOLECULAR WEIGHT MARKERS AND FOR THERAPEUTIC USE
Title of Invention

1. ☒ Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2. ☐ A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27
☐ is enclosed.
☐ was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
3. ☒ The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE		FEE	
					SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
Total Claims	44-20	=	24	X	9	18	= \$ 0	\$ 432.00
Independent Claims	4-3	=	1	X	42	86	= \$ 0	\$ 86.00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					140	280	= \$ 0	\$ 0.00
If the difference in Col. 1 is less than zero, enter "0" in Col. 2.					BASIC FEE		\$375.00	\$ 770.00
					TOTAL FEE		\$	\$1288.00

filing an application pursuant to this section expressly abandons the
parent application.

4. X The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. 03-3125.
- X Any additional filing fees required under 37 C.F.R. §1.16.
- X Any patent application processing fees under 37 C.F.R. §1.17.
- The issue fees set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).
5. X Three copies of this sheet are enclosed.
6. X A check in the amount of \$ 1,288.00 is enclosed.
7. Cancel claims .
8. Amend the specification by inserting before the first line the sentence: --This is a continuation division of application Serial No. , filed .--
9. X 8 Sheet(s) of informal X formal drawing(s) is/are enclosed.
10. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11. Priority of application No. filed on in (country)
is claimed under 37 U.S.C. §119.
 The certified copy of the priority application has been filed in prior application Serial No. , filed .
12. The prior application is assigned of record to .
13. X A preliminary amendment is enclosed.
14. X The power of attorney in the prior application is to:

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (Reg. No. 40,837); Richard F. Jaworski (Reg. No. 33,515); Alan J. Morrison (Reg. No. 37,399); Mark A. Farley (Reg. No. 33,170); Pedro C. Fernandez (Reg. No. 41,741); Gary J. Gershik (Reg. No. 39,992); Alan D. Miller (Reg. No. 42,889); Frank Bruno (Reg. No. 46,583); and Christine S. Nickles (Reg. No. 51,103)

- (a) _____ The power appears in the original papers in the prior application.
- (b) _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) X Address all future communications to:
(May only be completed by applicant,
or attorney or agent of record.)

John P. White

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

15. X Also enclosed Express Mail Certificate of Mailing No.
ET 735 979 026 US dated March 2, 2004 and an Information Disclosure
Statement and Sequence Listing
16. X I hereby verify that the attached papers are a true copy
of prior application Serial No. 09/816,989 as originally
filed on March 23, 2001

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

3/2/04
Date


Signature Gary J. Gershik
John P. White

Reg No. 39, 992

Reg No. 28, 678

INVENTOR(S)

ASSIGNEE OF COMPLETE INTEREST

 X ATTORNEY OR AGENT OF RECORD

FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

John P. White, Esq.
Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Alexander Gad and Dora Lis
Serial No.: Not Yet Known (Continuation of U.S. Serial No. 09/816,989, filed March 23, 2001)
Filed : Herewith
For : COPOLYMER 1 RELATED POLYPEPTIDES FOR USE AS MOLECULAR WEIGHT MARKERS AND FOR THERAPEUTIC USE

1185 Avenue of the Americas
New York, New York 10036
March 2, 2004

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

EXPRESS MAIL CERTIFICATE OF MAILING
FOR ABOVE-IDENTIFIED APPLICATION

"Express Mail" mailing label number: ET 735 979 026 US
Date of Deposit: March 2, 2004 I
hereby certify that this paper or fee is being deposited with the
United States Postal Service "Express Mail Post Office to
Addressee" service under 37 C.F.R. §1.10 on the date indicated
above and is addressed to the Assistant Commissioner for Patents,
Washington, D.C. 20231.

Derek Barber

Printed Name: *Derek Barber*

Respectfully submitted,

Gary J. Gershik

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